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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
09/761,793	01/17/2001	Vinay Deo	M61.12-0686	9267	
27366	7590 06/07/2006		EXAMINER		
WESTMAN CHAMPLIN (MICROSOFT CORPORATION)			HU, JINSONG		
SUITE 1400 900 SECOND AVENUE SOUTH			ART UNIT	PAPER NUMBER	
MINNEAPOLIS, MN 55402-3319			2154		
			DATE MAILED: 06/07/2006		

Please find below and/or attached an Office communication concerning this application or proceeding.

## **Advisory Action**

Application No.	Applicant(s)	<u> </u>
09/761,793	DEO ET AL.	
Examiner	A 4 11 . 14	-
LAGIIIIIGI	Art Unit	

The MAILING DATE of this communication appears on the cover sheet with the correspondence address  THE REPLY FILED 11 May 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  1. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  a) ☐ The period for reply expires months from the mailing date of the final rejection.  b) ☑ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.  Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) a set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed may reduce any earned patent term adjustment. See 37 CFR 1.704(b).  NOTICE OF APPEAL  2. ☐ The Notice of Appeal was filed on A	Before the Filing of an Appeal Brief							
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(a)								
appeal; and/or  (d) They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: (See 37 CFR 1.116 and 41.33(a)).  4.  The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  5.  Applicant's reply has overcome the following rejection(s):  6.  Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  7.  For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed:	(a) They raise new issues that would require further consideration and/or search (see NOTE below);							
NOTE: (See 37 CFR 1.116 and 41.33(a)). 4.	(c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or							
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Application/Control Number: 09/761,793

Art Unit: 2154

The request for reconsideration has been fully considered but does not place the application in condition for allowance, because:

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- (1) Regarding one-way communication system: applicant does not disclose any definition for a one-way communication system, i.e., does a one-way communication system refers to a system carrying only one way signal or data transmission, there is no any signal or data can be transmitted on the reverse direction. In the contrast to argument, applicant claimed the mobile device providing acknowledge message in response to successfully delivering the message to the receiver, it is obvious the acknowledge message is sent back to the originator. Thus, applicant's argument for a one-way system is improper and Parkinson is still a relevant prior art reference for this limitation.
- (2) Regarding acknowledge message: applicant fails to consider the teaching of Parkinson's reference for respond to the message by the mobile device if this message is required [col. 5, lines 20-22], in the other words, the respond is the acknowledge message and it is sent back to the originator [i.e., desktop computer or server]; Furthermore, applicant does not disclose the content of the acknowledge message, there is no any information indicate the difference between the acknowledge message in the prior art and the application. Thus, Parkinson's is still a relevant prior art for this limitation.

Accordingly, the rejection is maintained.